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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/781,140	02/12/2001	Norbert Kollmann	A33966 (071308.0117)	7444

7590 05/28/2003  
Baker Botts L.L.P.  
30 Rockefeller Plaza  
New York, NY 10112-4498

EXAMINER

LEYKIN, RITA

ART UNIT	PAPER NUMBER
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2837

DATE MAILED: 05/28/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/781,140

Applicant(s)

KOLLMANN, NORBERT

Examiner

Rita Leykin

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☐ Responsive to communication(s) filed on \_\_\_\_.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-9 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-9 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on \_\_\_\_ is: a) ☐ approved b) ☐ disapproved by the Examiner.
- If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

**Priority under 35 U.S.C. §§ 119 and 120**

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) \_\_\_\_.
- 4) ☐ Interview Summary (PTO-413) Paper No(s) \_\_\_\_.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_.

### **DETAILED ACTION**

This office action is in response to the RCE filed on May 5, 2003.

Applicant's response has been fully considered. In view of new grounds for rejection the previous discussion is moot.

### ***Claim Rejections - 35 USC § 102***

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1, 2, 3 and 7 are rejected under 35 U.S.C. 102(b) as being anticipated by Turatti US # 4,332,306.

Turatti discloses the safety system for a motor vehicle steering lock that operates to lock the bolt in its retracted position whenever the vehicle in motion. Wherein, the detector device senses when the vehicle is in motion and supplies a signal to an electromagnet to effect locking, (see abstract). In Fig. 1 Turatti shows:

- A detector 10 having an output signal indicative of whether vehicle is moving or stationary;
- An electronic circuit 11 that is having as an input a signal output from the detector 11. The electronic circuit 11 processes the signal and provides an output voltage across pair of output lines 16a and 16b connected to the winding 7. Wherein, the polarity of the output voltage from the circuit 11 is

such as to excite the winding 7 and consequently prevent the displacement of the bolt 5 into extended position, when the vehicle in motion;

- Fig. 4 shows two power wires 16a and 16b and at least one control wire 16c
- Fig. 5 shows number of control connections outputs from detector 110 to electronic circuit 11 that manage to operate the motor 7.

***Claim Rejections - 35 USC § 103***

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 4-6, 8 and 9 are rejected under 35 U.S.C. 103(a) as being unpatentable over Turatti US # 4,332,306 and Borrmann US # 4,910,445.

The limitations of the base claim 2, have been discussed in the above rejection paragraph.

Turatti also shows connection of voltage outputs to the ground terminal and resistors, (see column 4, lines 34-37), as in claim 5.

Turatti does not teach a rectifier bridge for connection of voltage supply. However, Borrmann shows rectifier bridge that is used for the same purpose in Fig. 1, (see column 5, lines 3-9). Borrmann also shows polarity reversing actuation switch S1

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with two changeover contacts S11 and S12, that are mechanically coupled to each other, (see column 4, lines 42-50).

Hence, it would have been obvious to one having ordinary skill in the art at the time the invention was made to combine teachings of Turatti and Borrmann to provide for steering locking mechanism, to make sure that steering lock is not operable when vehicle is moving.

The reason is to provide safety system.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Rita Leykin whose telephone number is (703)308-5828. The examiner can normally be reached on Monday-Friday 8:30-6:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert Nappi can be reached on (703)308-3370.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703)308-0956.

Rita Leykin  
Primary Examiner  
Art Unit 2837



R.L.  
May 15, 2003